

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: AWAKURA et al  
Application No.: 10/663,657  
Filed: September 17, 2003  
Title: Display Apparatus And Display Control Method  
Art Unit: 2629  
Examiner: W. Boddie  
Conf. No.: 3803

PETITION FOR WITHDRAWAL OF ERRONEOUS  
HOLDING OF ABANDONMENT

Mail Stop: Amendment (No Fee)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 7, 2007

Sir:

Applicant, through its undersigned attorney, acknowledges receipt of a Notice of Abandonment mailed November 27, 2007, in connection with the above-identified application. Applicants, however, submit that the Notice of Abandonment is erroneous, and withdrawal of the erroneous holding of abandonment is requested.

The undersigned attorney was contacted by the Examiner, Mr. Boddie, by telephone to determine whether a response to an office action of April 16, 2007 had been filed. The Examiner was advised that the records of the office of the undersigned did not indicate receipt of an office action of April 16, 2007 in connection with the above-identified application, and moreover, when the undersigned reviewed the image file wrapper of the above-identified application in PAIR, a copy of which is attached and circled, the records shows two (2) copies of

the April 16, 2007 office action, which applicants submit is unusual, and in all probability, indicative of the fact that the office action was not properly mailed to the office of the undersigned attorney.

The procedures of the office of the undersigned is that when an office action is received from the USPTO, a computer docketing system is updated and the end of the statutory period for response to the office action is docketed manually in the firm's main Docketing Book. A copy of the November 16, 2007 page of this Docket Book, which represents the end of the six month statutory period for response for an office action dated April 16, 2007, is attached, and as is apparent, no record exists on such page of the office action for Serial No. 663,657 (Our Docket No.: 501.43143X00). Additionally, the undersigned attorney has reviewed the computer records and the file for the above-identified application, and no indication of receipt of an office action dated April 16, 2007 for such application appears therein.

Applicants submit that the office action dated April 16, 2007 for the above-identified application was not received in the offices of the undersigned, such that a response thereto could not have been made. Accordingly, applicants submit that the Notice of Abandonment is erroneous based upon the facts and the unusual PAIR records, and the Notice of Abandonment should be withdrawn.

Please charge any shortage in the fees due in connection with the filing of this paper, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit

Account No. 01-2135 (Case: 501.43143X00), and please credit any excess fees to such deposit account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

/Melvin Kraus/

Melvin Kraus  
Registration No. 22,466

MK/jla  
(703) 312-6600  
Attachments



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This application is officially maintained in electronic form. To View: Click the Description. To Download and Print: Check the desired document(s) and click

**Available Documents**

<a href="#">Mail Room Date</a>	<a href="#">Document Description</a>	<a href="#">Page Count</a>	<a href="#">Select All</a>	<a href="#">Start</a>
11-27-2007	Abandonment	2		
04-16-2007	Requirement for Restriction/Election	6		
04-16-2007	Requirement for Restriction/Election	6		
11-28-2006	Information Disclosure Statement (IDS) Filed	3		
11-28-2006	Foreign Reference	8		
11-28-2006	Foreign Reference	26		
11-28-2006	Foreign Reference	8		
11-28-2006	Foreign Reference	11		
11-28-2006	Foreign Reference	21		
11-28-2006	Foreign Reference	7		
11-28-2006	NPL Documents	7		
01-23-2006	Information Disclosure Statement (IDS) Filed	3		
01-23-2006	NPL Documents	4		
01-23-2006	Foreign Reference	12		
01-23-2006	Foreign Reference	8		
07-19-2004	Applicant Response to Pre-Exam Formalities Notice	5		
07-19-2004	Specification	52		
07-19-2004	Claims	7		
07-19-2004	Abstract	1		
07-19-2004	Drawings-only black and white	25		

	line drawings	
07-19-2004	Oath or Declaration filed	4
05-19-2004	Pre-Exam Formalities Notice	2
09-17-2003	Transmittal of New Application	2
09-17-2003	Specification - Not in English	20
09-17-2003	Claims	4
09-17-2003	Abstract	1
09-17-2003	Drawings-only black and white line drawings	25
09-17-2003	Information Disclosure Statement (IDS) Filed	2
09-17-2003	Foreign Reference	11
09-17-2003	Foreign Reference	11
09-17-2003	Foreign Reference	8
09-17-2003	Fee Worksheet (PTO-06)	1
09-17-2003	Fee Worksheet (PTO-06)	1
09-17-2003	Fee Worksheet (PTO-06)	1

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<del>596.43967X00</del>	<del>SHIBA</del>	<del>868,840</del>	<del>RESTRICTION</del>	<del>WES</del>	
<del>501.42519X00</del>	<del>MOROKA</del>	<del>413,141</del>	<del>FINAL/NOT REC LDT</del>	<del>E</del>	
<del>520.43113X00</del>	<del>ARAHARA</del>	<del>655,046</del>	<del>NOT COMPL. APP. LDT</del>	<del>G</del>	
<del>593.46158X00</del>	<del>MIZAGAWA</del>	<del>417,091</del>	<del>FINAL/NOT LATE WES</del>		
<del>501.45197X00</del>	<del>USAMI</del>	<del>580,268</del>	<del>RESPONSE</del>	<del>60K</del>	
<del>500.44585X00</del>	<del>FURUKI</del>	<del>663,081</del>	<del>RESPONSE</del>	<del>WES</del>	
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<del>500.43593X00</del>	<del>TAKEMOTO</del>	<del>740,042</del>	<del>RESPONSE</del>	<del>PJS</del>	
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<del>500.46159X00</del>	<del>TADANAKA</del>	<del>576,686</del>	<del>RESPONSE</del>	<del>PJS</del>	
<del>1374.28000X00</del>	<del>KONORE</del>	<del>343,774</del>	<del>RESPONSE</del>	<del>LNT</del>	
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<del>500.35846CC4</del>	<del>MIZUNO</del>	<del>526,612</del>	<del>IF/PF</del>	<del>MRK</del>	
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all except  
 473.46158X00 - giving late WES

RM

11/16/07

<del>501.48118X00</del>	<del>Hitachi</del>	<del>3406009464501</del>	<del>New App</del>	<del>MRK</del>
<del>501.48148X00</del>	<del>Hitachi</del>	<del>5506002100501</del>	<del>New App</del>	<del>MRK</del>
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<del>520.48154X00</del>	<del>Polaric</del>	<del>NT3804003</del>	<del>New App</del>	<del>MRK</del>